IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

Bail Appl..No. 701 of 2007()

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CRIME NO.29/06 OF EXCISE RANGE, KUNNAMANGALAM

: PETITIONER/ACCUSED:

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K. KOUSALYA, W/O.(LATE) SREEDHARAN,
MOOTHORAN KUNNUMMAL HOUSE, THAZHEKODU AMSOM AND DESOM, KOZHIKODE TALUK.

BY ADV. SRI.P.V.KUNHIKRISHNAN

RESPONDENTS: COMPLAINANT & STATE:

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1. EXCISE INSPECTOR, KUNNAMANGALAM.

2. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V. RAMKUMAR, J.**

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**BAIL APPLICATION NO. 701 OF 2007**

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**DATED THIS THE 7th DAY OF FEBRUARY, 2007**

**O R D E R**

Petitioner, a lady, who is the accused in Crime No.29/06 of Kunnamangalam Excise Range for offences punishable under section 8 (1) and 8(2) of the Abkari Act for allegedly having been found in possession of 3 litres of illicit arrack on 13.8.2006, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. It is too early to accept the petitioner's contention that she has been falsely implicated in the case. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

dsn